

ORIGINAL INTERVENTION



RECEIVED

2010 SEP 24 P 12:43

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

SEP 24 2010

DOCKETED BY

FENNEMORE CRAIG, P.C.
A Professional Corporation
C. Webb Crockett (No. 001361)
Patrick J. Black (No. 017141)
3003 North Central Avenue, Suite 2600
Phoenix, Arizona 85012
Telephone (602) 916-5000
Email: wcrocket@fclaw.com
Email: pblack@fclaw.com

Attorneys for Freeport-McMoRan Copper & Gold Inc.
and Arizonans for Electric Choice and Competition

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE
APPLICATION OF TUCSON ELECTRIC
POWER COMPANY FOR APPROVAL OF
ITS 2011 RENEWABLE ENERGY
STANDARD IMPLEMENTATION PLAN
AND DISTRIBUTED ENERGY
ADMINISTRATIVE PLAN AND REQUEST
FOR RESET OF RENEWABLE ENERGY
ADJUSTOR

DOCKET NO. E-01933A-10-0266

**APPLICATION OF FREEPORT-
MCMORAN COPPER & GOLD INC.
AND ARIZONANS FOR ELECTRIC
CHOICE AND COMPETITION FOR
LEAVE TO INTERVENE**

Pursuant to A.A.C. R14-3-105, Freeport-McMoRan Copper & Gold, Inc. ("Freeport-McMoRan") and Arizonans for Electric Choice and Competition ("AECC") hereby apply to the Arizona Corporation Commission (the "Commission") for an Order granting Freeport-McMoRan and AECC leave to intervene in the above-captioned proceeding.

Freeport-McMoRan maintains facilities and operations within the State of Arizona, which receive electric services from Tucson Electric Power Company ("TEP"). As a large industrial user of electric services provided by TEP, Freeport-McMoRan will be directly and substantially affected by any changes to TEP's 2011 Renewable Energy Standard Implementation Plan, its Distributed Energy Administrative Plan or the Reset of its Renewable Energy Adjustor that may occur as a result of this proceeding.

1 Freeport-McMoRan's participation will not broaden the issues nor unduly delay the
2 proceeding, except upon leave of the Commission first had and received. For the reasons
3 outlined above, Freeport-McMoRan respectfully requests that the Commission grant this
4 Application for Leave To Intervene in this matter.

5 AECC is a coalition of energy consumers which has members who are customers
6 of TEP. The Commission should grant AECC leave to intervene in this matter because
7 those members of AECC who are customers of TEP will be directly and substantially
8 affected by any changes to TEP's 2011 Renewable Energy Standard Implementation Plan,
9 its Distributed Energy Administrative Plan or the Reset of its Renewable Energy Adjustor
10 that may occur as a result of this proceeding.

11 AECC's participation will not broaden the issues nor unduly delay the proceeding,
12 except upon leave of the Commission first had and received. For the reasons outlined
13 above, AECC respectfully requests that the Commission grant this Application for Leave
14 To Intervene in this matter.

15 Freeport-McMoRan and AECC request that all communications in connection with
16 the above captioned proceeding be directed to:

17 C. Webb Crockett
18 Patrick J. Black
19 FENNEMORE CRAIG, P.C.
20 3003 North Central Avenue, Ste. 2600
21 Phoenix, Arizona 85012-2913
22 Phone: (602) 916-5333
23 Fax: (602) 916-5533
24 wcrocket@fclaw.com
25 pblack@fclaw.com
26

...

...

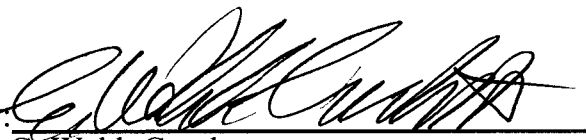
...

...

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

RESPECTFULLY SUBMITTED this 24th day of September, 2010.

FENNEMORE CRAIG, P.C.

By: 
C. Webb Crockett
Patrick J. Black
Attorneys for Freeport-McMoRan Copper
& Gold Inc. and Arizonans for Electric
Choice and Competition

ORIGINAL and 13 copies filed
this 24th day of September, 2010 with:

Docket Control
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

COPY hand-delivered this 24th day
of September, 2010 to:

Lyn Farmer, Esq.
Chief Administrative Law Judge
Hearing Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Janice M. Alward, Esq.
Chief Counsel, Legal Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

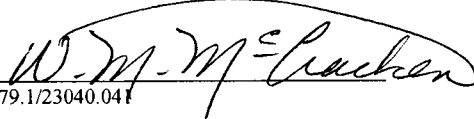
Steve Olea
Director, Utilities Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

...
...
...
...

1 **COPY** of the foregoing was
2 **TRANSMITTED ELECTRONICALLY***
3 this 24th day of September to:

4 *Michael W. Patten
5 Roshka DeWulf & Patten, PLC
6 400 East Van Buren Street, Suite 800
7 Phoenix, Arizona 85004
8 mpatten@rdp-law.com

9 *Philip J. Dion, Esq.
10 *Melody Gilkey, Esq.
11 Tucson Electric Power Company
12 One South Church Avenue, Suite 200
13 Tucson, Arizona 85701
14 Philip.Dion@azbar.org
15 melodygilkey@gmail.com

16
17
18
19
20
21
22
23
24
25
26
By: 
2335179.1/23040.041